

Exhibit 39

1 Jeff Crabtree (# 3405, State of Hawai'i)
Law Offices of Jeff Crabtree
2 P.O. Box 62074
Honolulu, HI 96839
3 Telephone: (808) 479-3977
E-mail: lawyer@consumerlaw.com

4 *Former Local Counsel for Daniel Riebow,*
5 *Class Representative for State of Hawai'i*
6 *Indirect Purchaser Plaintiffs*

7 **UNITED STATES DISTRICT COURT**
8 **NORTHERN DISTRICT OF CALIFORNIA**
9 **SAN FRANCISCO DIVISION**

10
11 **IN RE: CATHODE RAY TUBE (CRT)**
12 **ANTITRUST LITIGATION**

Case No. 3:07-cv-5944
MDL No. 1917

13 **CLASS ACTION**

14 This Document Relates to:
15 All Indirect Purchaser Actions

16 **DECLARATION OF JEFF CRABTREE IN**
17 **SUPPORT OF PLAINTIFFS' APPLICATION**
18 **FOR ATTORNEYS' FEES, EXPENSES AND**
19 **INCENTIVE AWARDS**

Judge: Honorable Samuel Conti
Courtroom One, 17th Floor

1 I, Jeff Crabtree, declare as follows:

2 1. I am an attorney licensed to practice in all courts in the State of Hawai'i. I have
3 personal knowledge of the facts stated herein and, if called as a witness, I could and would testify
4 competently to them. I make this declaration in support of my firm's request for attorneys' fees, as
5 set forth in Plaintiffs' Application for Attorneys' Fees, Expenses and Incentive Awards.

6 2. During the relevant time period, I was counsel of record in this case. I represented
7 name plaintiff Daniel Riebow (the Hawai'i class representative).

8 3. A brief description of my background and legal experience is: I graduated from the
9 University of San Francisco (1976), and New York University School of Law (1979). I practiced
10 civil litigation in Hawai'i since 1983, and started my own firm in 1987. I am AV-rated
11 in Martindale-Hubbell. My law practice focused on consumer protection cases (including
12 consumer class actions), professional liability, and personal injury claims. I served in numerous
13 bar association capacities, including as a Director of the Hawai'i State Bar Association, and I was
14 the State Coordinator for the National Association of Consumer Advocates. In late 2014, I was
15 nominated by the Governor and confirmed by the Hawai'i Senate to serve as a circuit court judge
16 (the senior state trial court in Hawai'i). I wound down my practice in 2014 and am now a full-time
17 circuit court judge in Honolulu.

18 4. Throughout the course of this litigation, I kept files contemporaneously
19 documenting all time spent, including tasks performed, and expenses incurred, and transmitted
20 those reports on a regular basis to Lead Counsel. All of the time and expenses reported by my firm
21 were incurred for the benefit of the Indirect Purchaser Plaintiffs ("IPPs").

22 5. During the course of this litigation, I performed the following tasks and activities on
23 behalf of the Class. All of this work was assigned and/or approved by Lead Counsel:

- 24 a. I was retained by and represented Daniel Riebow, who became the sole class
25 representative for the State of Hawai'i in this litigation;
- 26 b. At the start of the case, I worked directly with Mr. Riebow to preserve evidence
27 (including a purchase receipt for his CRT/TV purchase, and preserving the TV
28 itself);

- c. I worked directly with Mr. Riebow regarding his responses to discovery requests in this case;
- d. I answered questions from class counsel regarding various aspects of Hawai'i law applicable to this case;
- e. I helped prepare Mr. Riebow for his deposition, and sat through the deposition, which was held at my office;
- f. I kept Mr. Riebow informed and up to date with various developments throughout the litigation, including the motions to dismiss, the motion for class certification (and appeal); discovery issues, partial settlement(s), and case strategy.
- g. In late 2014, before being sworn in as a judge, I was required to end my representation of all my clients, including Mr. Riebow. I helped coordinate a smooth transition for my replacement counsel.

6. The schedule attached as Exhibit 1, incorporated herein, is a detailed summary of the time I spent on this litigation. (I was a solo practitioner so my time is the only time charged.) It does not include any time spent preparing this declaration or otherwise pertaining to the Joint Fee Petition. The lodestar calculation is based on my usual and customary hourly billing rates in effect at the time the services were performed. Exhibit 1 was prepared from contemporaneous time records regularly prepared and maintained by me. Those records have been provided to Lead Counsel and I authorize them to be submitted for inspection by the Court if necessary.

7. The total number of hours reasonably expended on this litigation by my firm from inception to May 31, 2015 is 86.3 hours. The total lodestar for my firm at historical rates is \$29,030.00. The total lodestar for my firm at current rates is \$30,205.00."

8. I incurred only a modest amount of out-of-pocket expenses. I hereby waive payment for my expenses in this case.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 4th day of September, 2015, in Honolulu, Hawai'i.



JEFFREY P. CRABTREE

EXHIBIT 1

INDIRECT PURCHASER PLAINTIFFS

[illegible]

INDIRECT PURCHASER PLAINTIFFS

[illegible]

EXHIBIT 1

IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

TIME AND LODESTAR SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	2009	

Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
Jeffrey P. Crabtree (P)	\$ 325.00	4.8		5.2						4.1	0.2			14.3	\$ 4,647.50
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
		4.8	0.0	5.2	0.0	0.0	0.0	0.0	0.0	4.1	0.2	0.0	0.0	14.3	\$ 4,647.50

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IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

TIME AND LODESTAR SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	2010	

Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
Jeffrey P. Crabtree (P)	\$ 325.00	1.8		2.0	6.9			0.3		2.3	3.8			17.1	\$ 5,557.50
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
		1.8	0.0	2.0	6.9	0.0	0.0	0.3	0.0	2.3	3.8	0.0	0.0	17.1	\$ 5,557.50

EXHIBIT 1

IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

TIME AND LODESTAR SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	2011	

Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
Jeffrey P. Crabtree (P)	\$ 325.00	2.1		6.4	5.0						2.1			15.6	\$ 5,070.00
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
		2.1	0.0	6.4	5.0	0.0	0.0	0.0	0.0	0.0	2.1	0.0	0.0	15.6	\$ 5,070.00

TIME AND LODESTAR SUMMARY

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	2012	

Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
Jeffrey P. Crabtree (P)	\$ 350.00	2.7		6.9		10.9	3.0							23.5	\$ 8,225.00
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
		2.7	0.0	6.9	0.0	10.9	3.0	0.0	0.0	0.0	0.0	0.0	0.0	23.5	\$ 8,225.00

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IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

TIME AND LODESTAR SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	2013	

Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
Jeffrey P. Crabtree (P)	\$ 350.00	1.7		4.6						0.5	1.4			8.2	\$ 2,870.00
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
		1.7	0.0	4.6	0.0	0.0	0.0	0.0	0.0	0.5	1.4	0.0	0.0	8.2	\$ 2,870.00

EXHIBIT 1

IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

TIME AND LODESTAR SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	2014	

Name/Status	Hourly Rate	1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
Jeffrey P. Crabtree (P)	\$ 350.00	1.6		2.7	0.5						2.8			7.6	\$ 2,660.00
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
														0.0	\$ -
		1.6	0.0	2.7	0.5	0.0	0.0	0.0	0.0	0.0	2.8	0.0	0.0	7.6	\$ 2,660.00

TIME AND LODESTAR SUMMARY

Firm Name	Law Offices of Jeff Crabtree		
Reporting Year	2015		

[illegible]

EXHIBIT 1

IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

TIME AND LODESTAR SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree	
Reporting Year	Inception through Present	

Year		1	2	3	4	5	6	7	8	9	10	11	12	Hours	Lodestar
2007		0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	\$ -
2008		0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	\$ -
2009		4.8	0.0	5.2	0.0	0.0	0.0	0.0	0.0	4.1	0.2	0.0	0.0	14.3	\$ 4,647.50
2010		1.8	0.0	2.0	6.9	0.0	0.0	0.3	0.0	2.3	3.8	0.0	0.0	17.1	\$ 5,557.50
2011		2.1	0.0	6.4	5.0	0.0	0.0	0.0	0.0	0.0	2.1	0.0	0.0	15.6	\$ 5,070.00
2012		2.7	0.0	6.9	0.0	10.9	3.0	0.0	0.0	0.0	0.0	0.0	0.0	23.5	\$ 8,225.00
2013		1.7	0.0	4.6	0.0	0.0	0.0	0.0	0.0	0.5	1.4	0.0	0.0	8.2	\$ 2,870.00
2014		1.6	0.0	2.7	0.5	0.0	0.0	0.0	0.0	0.0	2.8	0.0	0.0	7.6	\$ 2,660.00
2015		0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	N/A
		14.7	0.0	27.8	12.4	10.9	3.0	0.3	0.0	6.9	10.3	0.0	0.0	86.3	\$ 29,030.00

STATUS:

(P) Partner
 (OC) Of Counsel
 (A) Associate
 (LC) Law Clerk
 (PL) Paralegal
 (I) Investigator

CATEGORIES:

1 Attorney Meeting/Strategy
 2 Court Appearance
 3 Client Meeting
 4 Draft Discovery Requests or Responses
 5 Deposition Preparation
 6 Attend Deposition - Conduct/Defend
 7 Document Review
 8 Experts - Work or Consult
 9 Research
 10 Motions/Pleadings
 11 Settlement
 12 Trial

EXHIBIT 2

IN RE CATHODE RAY TUBE (CRT) ANTITRUST LITIGATION; MDL NO. 1917

EXPENSE SUMMARY

INDIRECT PURCHASER PLAINTIFFS

Firm Name	Law Offices of Jeff Crabtree
Reporting Year	Inception through Present

TYPE OF EXPENSE		TOTAL
Assessments		
Outside Copies		
In-house Reproduction /Copies		
Court Costs & Filing Fees		
Court Reporters 7 Transcripts		
Computer Research		
Telephone & Facsimile		
Postage/Express Delivery/Courier		
Professional Fees (investigator, accountant, etc.)		
Experts		
Witness / Service Fees		
Travel: Airfare		
Travel: Lodging/Meals		
Travel: Other		
Car Rental/Cabfare/Parking		
Other Expenses		
My total costs were modest, so I waive them.		
		N/A